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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q67008

RECEIVED

TAKENOUCHE, KAZUYA, et al.

MAY 07 2004

Appln. No. 10/035,211

Patent No. 6,689,766

OFFICE OF PETITIONS

Filed: June 4, 2001

Issued: February 10, 2004

Confirmation No.: 4554

For: VITAMIN D3 DERIVATIVE AND TREATING AGENT FOR INFLAMMATORY
RESPIRATORY DISEASE USING SAME

PETITION TO ACCEPT UNINTENTIONALLY DELAYED CLAIM FOR BENEFIT OF
PRIORITY

MAIL STOP PETITIONS

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. § 1.78(a)(3), Applicants submit a petition to accept the unintentionally delayed claim for benefit of priority in the above-identified patent to International Application No. PCT/JP99/05826, filed on October 22, 1999, in view of the following:

Repln. Ref: 01/06/2005 AKELLEY 0011454900
DAH:194880 Name/Number:10035211
FC: 9204 \$100.00 CR

1. The entire delay between the date the claim for benefit of priority was due under 37 C.F.R. § 1.78(a)(2)(ii) and the date that the claim was unintentional.

Repln. Ref: 01/06/2005 AKELLEY 0011441300
DAH:194880 Name/Number:10035211
FC: 9204 \$132.00 CR

2. The reference required by 35 U.S.C. § 120 and paragraph 37 C.F.R. § 1.78(a)(2) to the prior filed application is submitted herewith.

05/06/2004 AWONDAF1 00000028 6689766

01 FC:1454 1330.00 OP

Adjustment date: 01/06/2005 AKELLEY
05/06/2004 AWONDAF1 00000028 6689766
01 FC:1454 -1330.00 OP

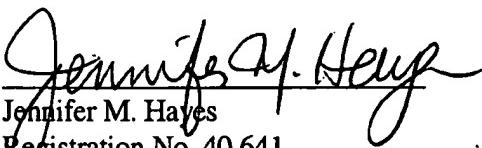
Adjustment date: 01/06/2005 AKELLEY
05/06/2004 AWONDAF1 00000028 6689766
02 FC:1811 -100.00 OP

PETITION TO ACCEPT UNINTENTIONALLY
DELAYED CLAIM FOR BENEFIT OF PRIORITY
U.S. PATENT 6,689,766

ATTY DOCKET Q67008

3. A Request for Certificate of Correction and the required fee are submitted herewith.
4. A check in the amount of \$1,330.00 for the required surcharge under 37 C.F.R. § 1.17(t) is enclosed.

Respectfully submitted,



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WASHINGTON OFFICE
23373
CUSTOMER NUMBER

Date: May 4, 2004